

~~MAIL - PLEASE RETURN TO COURT WITH A  
COMPLETED CERTIFICATE OF SERVICE.~~

## ORIGINAL

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE

FILED

2001 MAY - 1 PM 3:10

In Re: : Chapter 11  
 W. R. GRACE & COMPANY, : Case No. 01-01139 JUF  
 Debtor. : CLERK U.S. BANKRUPTCY COURT DISTRICT OF DELAWARE

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TIG INSURANCE COMPANY, a :  
 California corporation, :  
 Plaintiff, :  
 v. : Reference No. 159  
 GARY SMOLKER, an individual, :  
 and ALICE SMOLKER, an :  
 individual, and DOES 1-10, :  
 inclusive, :  
 Defendant. :  
 AND RELATED CROSS-ACTIONS :  
 CONCERNING HOME SAVING TERMITE:  
 CONTROL, INC. and W.F. MORRIS :

CLERK  
U.S. BANKRUPTCY COURT  
DISTRICT OF DELAWARE

FILED

2001 MAY - 8 PM 3:15

NOTICE OF MOTION

TO:

Laura Davis Jones, Esquire  
 David Carickoff, Esquire  
 Pachulski, Stang, Ziehl et al.  
 919 N. Market St., Suite 1600  
 Post Office Box 8705  
 Wilmington, DE 19899-8705

Hamid R. Rafatjoo, Esquire  
 Pachulski, Stang, Ziehl, et al.  
 10100 Santa Monica Blvd.  
 Los Angeles, CA 90067-4100

Steven M. Yoder, Esquire  
 The Bayard Firm  
 222 Delaware Avenue  
 P.O. Box 25130  
 Wilmington, DE 19899

Frank J. Perch, Esquire  
 Office of United State Trustee  
 601 Walnut St., Room 950 West  
 Philadelphia, PA 19106

David B. Siegel  
 W.R. Grace & Co.  
 7500 Grace Drive  
 Columbia, MD 21044

Robert N. Ridenour, Esquire  
 Borton, Petrini & Conron  
 707 Wilshire Blvd., 51<sup>st</sup> Floor  
 Los Angeles, CA 90017-3613

James H. M. Spraygeren, Esquire  
 James Kapp, III, Esquire  
 Kirkland & Ellis  
 200 East Randolph Drive  
 Chicago, IL 60601

J. Douglas Bacon, Esquire  
 Latham & Watkins  
 Sears Tower, Suite 5800  
 Chicago, IL 60606

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Lewis Kruger, Esquire  
Stroock & Stroock & Lavan LLP  
180 Maiden Lane  
New York, NY 10038-4982

Elihu Inselbuch, Esquire  
Caplin & Drysdale, Chartered  
399 Park Avenue, 36<sup>th</sup> Floor  
New York, NY 10022

Scott L. Baena, Esquire  
Member  
Bilzin, Sumberg, Dunn, Baena,  
Price & Axelrod LLP  
First Union Financial Center  
200 South Biscayne Boulevard  
Suite 2500  
Miami, FL 33131

You are required to file a response to the attached motion on or before **MONDAY, MAY 21, 2001.**

At the same time, you must also serve a copy of the response upon movants' attorneys:

SHERRY RUGGIERO FALLON, ESQUIRE  
Bar I.D. Number: 2464  
Tybout, Redfearn & Pell  
300 Delaware Avenue, Suite 1100  
P.O. Box 2092  
Wilmington, DE 19899-2092

GARY E. YARDUMIAN, ESQUIRE  
BRADLEY L. TAYLOR, ESQUIRE  
Prindle, Decker & Amaro, LLP  
310 Golden Shore, Fourth Floor  
Long Beach, CA 90801-5511

HEARING ON THE MOTION WILL BE HELD ON: **A DATE TO BE DETERMINED.**

IF YOU FAIL TO RESPOND IN ACCORDANCE WITH THIS NOTICE,  
THE RELIEF DEMANDED BY THE MOTION WILL BE GRANTED.

MARIANNE L. THOMPSON  
CHIEF DEPUTY CLERK

By:

*[Signature]*  
Deputy Clerk

Dated: May 1, 2001